

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 17, 2005**

Court convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P.J., Moore, J. and Ikola, J. Antoinette Cajigal, Deputy Clerk attending.

G035021     Sanford A. Carson  
                 v.  
                 Donna Carson et al.

Merits. Cause called. Patrick A. McCall argued for appellant. Alan W. Metcalf argued for respondent. Cause submitted.

G034227     Leslie C. Guilbert  
                 v.  
                 John . Guilbert

Merits. Cause called. Marjorie G. Fuller argued for appellant. Jennifer J. King argued for respondent. Cause submitted.

G034878     George Carrillo  
                 v.  
                 Regency Realty Group Inc.

Merits. Cause called. Liza Rita Nalio argued for appellant. Susan K. Anderson argued for respondent. Cause submitted.

G034478     Advanced Med. Resources Inc.  
                 v.  
                 Inland Empire Surgery Center Inc.

Merits. Cause called. Cathe L. Caraway-Howard argued for appellant. J. Barry Feinberg argued for respondent. Cause submitted.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 17, 2005 (cont'd)**

G034860     Kimberly Harper  
                 v.  
                 Laurence Harper

Merits. Cause called. Kari M. Myron for appellant. Valerie E. Prescott argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 17, 2005 (cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Bedsworth, J. and Aronson, J. Antoinette Cajigal, Deputy Clerk attending.

G034417     THE PEOPLE  
              v.  
              FREDDY J. DIAZ

Merits. Cause called. Edward J. Haggerty argued for appellant. Garrett Beaumont, Deputy Attorney General argued for respondent. Cause submitted.

G034524     THE PEOPLE  
              v.  
              ROBERT J. SAYRE

Merits. Cause called. Amanda Benedict argued for appellant. Dan Rogers, Deputy Attorney General argued for respondent. Cause submitted.

G034068     THE PEOPLE  
              v.  
              ROBERT S. JONELIS

Merits. Cause called. Vincent La Barbera argued for appellant. Dan Rogers, Deputy Attorney General argued for respondent. Cause submitted.

G034547     THE PEOPLE  
              v.  
              DAVID A. POTTS

Merits. Cause called. Kevin Dennis Sheehy argued for appellant. Kristen Chenelia, Deputy Attorney General. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 17, 2005 (cont'd)**

G035604      ORANGE COUNTY SOCIAL  
SERVICES AGENCY  
v.  
ANITA C.

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G033663      ROCHELLE JONES et al.  
v.  
CITIGROUP INC. et al.

Order filed. Submission of the above matter is hereby vacated and the cause resubmitted as of this date for the period allowed by law. The reason submission is vacated is to allow additional time for the preparation of the court's opinion.

Rylaarsdam, Acting P.J.

We concur:    Bedsworth, J.  
Moore, J.

G034507      THE PEOPLE  
v.  
ALLEN WARD CROCKER

Not for publication

Opinion filed. Judgment affirmed.

Fybel, J.

We concur:    Aronson, Acting P.J.  
Ikola, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 18, 2005 (cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P.J., O'Leary, J. and Moore, J. Orlando Duarte, Deputy Clerk attending.

G034551      KIRK S. EVANS ET AL.  
                 v.  
                 CENTERSTONE DEVELOPMENT  
                 COMPANY ET AL.

Merits. Cause called. Randall S. Waier argued for appellants. Charles A. Hansen argued for respondents. Cause submitted.

G034572      SABEN, EARLIX & ASSOCIATES  
                 v.  
                 DAVIS & COMPANY ET AL.

Merits. Cause called. William J. Davis argued for appellants. A. Douglas Mastroianni argued for respondent. Cause submitted.

G034987      FLORA C. NAVARRO  
                 v.  
                 IHOP PROPERTIES, INC.

Merits. Cause called. Barry Zoller argued for appellant. Rosa Kwong argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 18, 2005 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are O'Leary, Acting P.J., Moore, J. and Ikola, J. Orlando Duarte, Deputy Clerk attending.

G034153     THE PEOPLE  
              v.  
              SHARIF A. ELTAWIL

Merits. Cause called. Richard A. Levy argued for appellant. Dan Rogers argued for respondent. Cause submitted.

G034984     THE PEOPLE  
              v.  
              JOSE S.

Merits. Cause called. Gregory Marshall argued for appellant. Chris Beesley argued for respondent. Cause submitted.

G034598     THE PEOPLE  
              v.  
              ROBERT E. ANDERSON

Merits. Cause called. Roger James Agajanian argued for appellant. Scott C. Taylor argued for respondent. Cause submitted.

G034100     THE PEOPLE  
              v.  
              ADAM N. TRAN

Merits. Cause called. Stephen S. Buckley argued for appellant. Adrienne Denault argued for respondent. Cause submitted.

G035089     THE PEOPLE  
              v.  
              CARLOS V.

Merits. Cause called. Stephen M. Hinkle argued for appellant. Mark Rackers argued for respondent. Cause submitted.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 18, 2005 (Cont'd)**

G034800     THE PEOPLE  
              v.  
              MANUEL S.

Merits. Cause called. Kevin Dennis Sheehy argued for appellant. Scott C. Taylor argued for respondent. Cause submitted.

G034376     THE PEOPLE  
              v.  
              FREDDIE URQUIZA

Merits. Cause called. Mark Stuart Devore argued for appellant. Emily Torralba argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 18, 2005 (Cont'd)**

G032825     THE PEOPLE  
G033844     v.  
              BINH THANH LUONG

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G035377     THE PEOPLE  
              v.  
              MICHAEL DAVID BROWN

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G034443     THE PEOPLE  
              v.  
              JEFFREY ALAN SMITH et al.

Order filed. Submission of the above-entitled matter is hereby vacated so the  
court may consider unbriefed issues.

Rylaarsdam, Acting P.J.

We concur: Moore, J.  
              Ikola, J.

G033863     CAROLA LUEDER  
              v.  
              THREE ARCH BAY DISTRICT

Not for publication

Opinion filed. Judgment affirmed.

Moore, J.

We concur: Sills, P.J.  
              Fybel, J.



**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 18, 2005 (Cont'd)**

G034104      DOUGLAS EXIM, INC., et al.      Not for publication  
                 v.  
                 WEST LAKE FOOD CORPORATION et al.

Opinion filed. Judgment affirmed in part, reversed in part and remanded.  
Moore, J.

We concur: Rylaarsdam, Acting P.J.  
Ikola, J.

G034301      THE PEOPLE      Not for publication  
                 v.  
                 MARK ANDREW THOMAS

Opinion filed. Judgment affirmed.

Moore, J.

We concur: Rylaarsdam, Acting P.J.  
Ikola, J.

G034685      ROBERT S. BUTLER      Not for publication  
                 v.  
                 CITY OF NEWPORT BEACH et al.

Opinion filed. Judgment affirmed.

Moore, J.

We concur: Rylaarsdam, Acting P.J.  
Ikola, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 19, 2005**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P.J., O’Leary, J. and Ikola, J. Antoinette Cajigal, Deputy Clerk attending.

G034675     JAMES E. NEVITT  
                 v.  
                 VIRGINIA NEVITT

Merits. Cause called. Brian G. Saylin argued for appellant. Michael J. Haapala argued for respondent. Court ordered parties to file letter briefs by Monday, November 14, 2005, cause to be submitted on November 14, 2005.

G034871     OLD DEL GIORGIO PLACE COMMUNITY ASSOCIATION  
                 v.  
                 JOHN BREWSTER

Merits. Cause called. Richard W. Millar Jr. argued for appellant. Thomas H. Wolfsen argued for respondent. Cause submitted.

G034160     FRANK SACCA  
                 v.  
                 CONEXANT SYSTEMS INC.

Merits. Cause called. Maria Z. Stearns argued for appellant. Franco A. Serafini argued for respondent. Cause submitted.

G033661     THE MONEY STORE INVESTMENT CORP.  
                 v.  
                 SOUTHERN CALIFORNIA BANK

Merits. Cause called. Scott A. Sommer argued for appellant. Steven L. Kester argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 19, 2005 (cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., O'Leary, J., Aronson, J. and Fybel, J. Antoinette Cajigal, Deputy Clerk attending.

G034632     PHILLIP L. MCALLISTER  
                 v.  
                 WALTER JOHNSON

Merits. Cause called. Ronald Talmo argued for appellant. Leodis C. Matthews argued for respondent. Cause submitted.

G035088     LAURA LOUGHNER  
                 v.  
                 CHARLES KOOS

Merits. Cause called. Andrew D. Weiss argued for appellant. H. James Keathley argued for respondent. Cause submitted.

G035489     ORANGE COUNTY SOCIAL SERVICES AGENCY  
                 v.  
                 DAVID M. et al.

Merits. Cause called. Richard Pfeiffer argued for appellant David M. and Diana W. Prince argued for appellant Cheryl W. Saul Reyes argued for respondent. Cause submitted.

G035498     ORANGE COUNTY SOCIAL SERVICES AGENCY  
                 v.  
                 VICTOR F.

Merits. Cause called. Leslie Barry argued for appellant. Stephen S. Buckley argued for respondents, minors. Saul Reyes argued for respondent, Social Services Agency. Cause submitted.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 19, 2005 (cont'd)**

G034855     KATHY VU  
              v.  
              NHUNG T. NGUYEN

Merits. Cause called. Gregory L. Bosse argued for appellant. Barry Bisson argued for respondent. Cause submitted.

G033280     DVI BUSINESS CREDIT CORP.  
              v.  
              MEDCAP CREDIT CO. et al.

Merits. Cause called. Jeffrey B. Gardner argued for appellants. Finley L. Taylor argued for respondent. Cause submitted.

Court declared a recess.

G034536 THE PEOPLE  
v.  
RUBEN R.

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G034143	PHILIP BUTTERFIELD et al. v. CALIFORNIA COASTAL COMMISSION	Not for publication
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Order filed. Petition for rehearing denied.

Ikola, J.

I concur: Aronson, J.  
I dissent: Sills, P.J.

G034071	VIQUAR AHMED v. DEPARTMENT OF MOTOR VEHICLES	Not for publication
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Opinion filed. Judgment affirmed.

Moore, J.

We concur: Rylaarsdam, Acting P.J.  
O’Leary, J.

G034150	VIQUAR AHMED v. DEPARTMENT OF MOTOR VEHICLES	Not for publication
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Opinion filed. Judgment affirmed.

Moore, J.

We concur: Rylaarsdam, Acting P.J.  
O’Leary, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 19, 2005 (cont'd)**

G033917	THE PEOPLE v. JOSHUA JESSE CANTU	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: O'Leary, Acting P.J. Ikola, J.	Moore, J.
G035054	THE PEOPLE v. GLENN THOMAS LANGOHR	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: O'Leary, Acting P.J. Ikola, J.	Moore, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 20, 2005 (cont'd)**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Bedsworth, Acting P.J., Aronson, J. and Fybel, J. Antoinette Cajigal, Deputy Clerk attending.

G033179     STEVEN L. DOBBIE  
              v.  
              CATHLEEN S. GREINKE ET AL.

Merits. Cause called. David A. Robinson argued for appellant. Thomas B. Garrett argued for respondent. Cause submitted.

G033243     MEDISON AMERICAN INC.  
              v.  
              MICHAEL BADEL

Merits. Cause called. William E. Taggart Jr. argued for appellant. Gregory J. Marcot argued for respondent. Cause submitted.

G034024     HILLSBORO PROPERTIES  
              v.  
              CHARLES K. MARTIN

Merits. Cause called. Charles K. Martin argued in propria persona. Richard P. Whitney argued for respondent. Cause called.

G035221     ALMA CLOUTIER  
              v.  
              TANNENWOOD HOMEOWNERS ASSOCIATION

Merits. Cause called. Bruce G. Schweitzer argued for appellant. Priscilla F. Slocum argued for respondent. Cause called.

G033909     ROD O'CONNOR  
              v.  
              DAVID HERTZ

Merits. Cause called. Steven R. Young argued for appellant. Mark E. Hellenkamp argued for respondent. Cause called.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 20, 2005 (cont'd)**

Court declared a recess.



**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 20, 2005 (cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Bedsworth, J. and Fybel, J. Antoinette Cajigal, Deputy Clerk attending.

G034639      CHARLOTTE ERNESTING  
                 v.  
                 GERALD N. SHELLEY

Merits. Cause called. Gerald N. Shelly argued for appellant. Aaron P. Morris argued for respondent. Cause submitted.

G034008      GOINGS & GOINGS, INC. ET AL.  
                 v.  
                 U.S. RISK INC. ET AL.

Merits. Cause called. Christopher J. Hamner argued for appellant. Margaret G. Parke argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 20, 2005 (cont'd)**

G033906	THE PEOPLE v. ROBERT DARNELL HENDERSON	Not for publication
	Opinion filed. Judgment is affirmed.	
	We concur: Rylaarsdam, Acting P.J. O'Leary, J.	Ikola, J.
G034383	THE PEOPLE v. TAMARA VERNELL GANT	Not for publication
	Opinion filed. Judgment is affirmed.	
	We concur: Sills, P.J. Ikola, J.	O'Leary, J.
G034467	CIVIC PLAZA PROPERTIES II v. GARY SARNOFF	Not for publication
	Opinion filed. Judgment is reversed.	
	We concur: Aronson, J. Ikola, J.	O'Leary, Acting P.J.
G034643	KENNETH ECKMAN v. ERGUN BAKALL	Not for publication
	Opinion filed. Appeal is dismissed as moot.	
	We concur: Rylaarsdam, Acting P.J. Moore, J.	O'Leary, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 20, 2005 (cont'd)**

G034653	FAR EAST NATIONAL BANK v. NOLAN FINANCIAL CORPORATION et al.	Not for publication
	Opinion filed. Judgment is affirmed.	
	We concur: O’Leary, J. Ikola, J.	Rylaarsdam, Acting P.J.
G034750	THE PEOPLE v. SHELLY MAE HANEY	Not for publication
	Opinion filed. Judgment is affirmed.	
	We concur: O’Leary, Acting P.J. Ikola, J.	Moore, J.
G035333	ORANGE COUNTY SOCIAL SERVICES AGENCY v. ALBERTO C.	
	Order filed. Modifying opinion and denial of petition for rehearing; no change in judgment.	
G035545	ORANGE COUNTY SOCIAL SERVICES AGENCY v. JOELAN D.	Not for publication
	Opinion filed. Judgment is affirmed.	
	We concur: Rylaarsdam, Acting P.J. Ikola, J.	O’Leary, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 21, 2005**

G035062      ORANGE COUNTY SOCIAL      Not for publication  
                 SERVICES AGENCY  
                 v.  
                 MARTHA H.

Opinion filed. Orders reversed.

Fybel, J.

We concur:   Sills, P.J.  
                     Bedsworth, J.

G034887      THE PEOPLE      Not for publication  
                 v.  
                 RANGER INSURANCE COMPANY

Opinion filed. Judgment dismissed and remanded.

Fybel, J.

We concur:   Rylaarsdam, Acting P.J.  
                     Bedsworth, J.

G034277      THE PEOPLE  
                 v.  
                 VLADIMIR RAMIREZ

Order filed. The above entitled cause is ordered submitted this date.  
   Sills, P.J.

G034037      THE PEOPLE  
                 v.  
                 CHARLES DAVID SHERWIN

Order filed. The above entitled cause is ordered submitted this date.  
   Sills, P.J.

G034666      THE PEOPLE  
                 v.  
                 RONALD VALENZUELA

Order filed. The above entitled cause is ordered submitted this date.  
   Sills, P.J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 21, 2005 (cont'd)**

G034645    THE PEOPLE  
              v.  
              JONATHAN M.

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G031095    B. DONALD GRANT  
              v.  
              HENRY FERNANDEZ

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G035307    MYBAR PRINTING INCORPORATED  
              v.  
              JOE FREIBERG

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G034208    THE PEOPLE  
              v.  
              LAUREN JEAN N.

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G034655    THE PEOPLE  
              v.  
              LUIS HINOJOSA

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 21, 2005 (cont'd)**

G034395     THE PEOPLE  
              v.  
              JOHN STEPHENS

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G034699     THE PEOPLE  
              v.  
              CHUONG D.

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G034241     THE PEOPLE  
              v.  
              MARTIN MONDRAGON  
              SIFUENTES

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G034934     THE PEOPLE  
              v.  
              LISIATE T.

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G034791     THE PEOPLE  
G035637     v.  
              ROBERT HENRY H.

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 21, 2005 (cont'd)**

G034924     THE PEOPLE  
              v.  
              ALFREDO VILLEGAS

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G034621     THE PEOPLE  
              v.  
              ROGER BAILEY HALE

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G034891     THE PEOPLE  
              v.  
              NORMAN PAUL LICAS

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G035566     THE PEOPLE  
              v.  
              NICANOR PEREIRA

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G034833     THE PEOPLE  
              v.  
              MICHAEL WURZBURG

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
October 21, 2005 (cont'd)**

G034242 THE PEOPLE  
G034997 v.  
RICHARD EARL CALVERT

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G034722 THE PEOPLE  
v.  
JOSE JUAN PORTILLO

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G034304 THE PEOPLE  
v.  
JEFFREY ALBURY

Order filed. The above entitled cause is ordered submitted this date.  
Sills, P.J.

G035929 CHARLES C. WILSON  
v.  
ANDREW W. MERRITT

Order filed. Appellant's motion to vacate the dismissal, reinstate the appeal, and be relieved from default is granted. The order of dismissal is vacated and the appeal is reinstated.

Sills, P.J.